

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: |) |
| |) |
| Kevin FITZGERALD |) |
| |)Group Art Unit: Unassigned |
| Application No.: Unassigned |) |
| |)Examiner: Unassigned |
| Filing Date: July 24, 2003 |) |
| |) |
| For: E.X.O. RIMWEAR |) |

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being concurrently with the above-identified Application.

A copy of each listed document is provided.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 04-2223.

Respectfully submitted,

DYKEMA GOSSETT PLLC

Dated: July 24, 2003

By: 

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| INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i> | | | | Docket Number (Optional) 064934-0088 | | Application Number Unassigned | | |
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| | | | | Applicant(s) Kevin FITZGERALD | | | | |
| | | | | Filing Date July 24, 2003 | | Group Art Unit Unassigned | | |
| U.S. PATENT DOCUMENTS | | | | | | | | |
| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
| | REF | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | |
| | | | | | | | YES | NO |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | |
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| EXAMINER | | | | DATE CONSIDERED | | | | |
| EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | | | | | | | | |